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Date: 16 July 2004

To:
Examiner: Thang H. Ho
USPTO

Fax:
(703) 872-9306

Art Unit:
2188

From:
Christopher K. Gagne

Fax:
(480) 715-7738

M/S:
OC2-157

Subject:
Application No.: 10/080,063; Inventor: Hubbert Smith
Filed: 2/19/2002 Docket No. 42P13499

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Fax Cover Sheet (1 page)
Transmittal Form (1 page)
Notice of Appeal (1 page submitted in duplicate)

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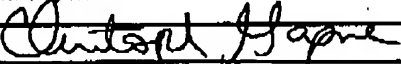
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/080,063
	Filing Date	2/19/2002
	First Named Inventor	Hubert Smith
	Art Unit	2188
	Examiner Name	HO, Thanh H.
	Attorney Docket Number	42P13489
Total Number of Pages in This Submission		4

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Fax Cover Sheet
Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Christopher K. Gagne, Reg. No. 36,142 Intel Corporation	
Signature		
Date	7-16-04	

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Date	July 16, 2004

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 42P13499	
I hereby certify that this correspondence is being deposited with the PTO United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] via facsimile on <u>July 16, 2004</u> to <u>703-872-9306</u>		In re Application of Hubbert Smith	
Signature <u>Lisa M. Hopkinson</u>		Application Number 10/080,063	Filed 2/19/2002
Typed or printed name Lisa M. Hopkinson		For Network Data Storage...	Examiner HO, Thang H.
<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.</p> <p>The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ <u>330.00</u></p> <p> <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____ </p> <p> <input type="checkbox"/> A check in the amount of the fee is enclosed. </p> <p> <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. </p> <p> <input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. </p> <p> <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>50-0221</u>. I have enclosed a duplicate copy of this sheet. </p> <p> <input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. </p> <p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <p>I am the</p> <p> <input type="checkbox"/> applicant/inventor. </p> <p> <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) </p> <p> <input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>36,142</u> </p> <p> <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. _____ </p> <p> Signature <u>Christopher K. Gagne</u> Typed or printed name Christopher K. Gagne Telephone number <u>480-715-4055</u> Date <u>7-16-04</u> </p> <p>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.</p> <p> <input checked="" type="checkbox"/> Total of <u>1</u> forms are submitted. </p>			

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